

**UTAH AIR QUALITY BOARD MEETING**  
**October 3, 2007**

**FINAL MINUTES**

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**I. Call to Order**

Jim Horrocks called the meeting to order at 8:29 a.m.

Board members present: Nan Bunker, Jim Horrocks, Wayne Samuelson, Kathy Van Dame,  
Darrell Smith, Steve Sands, Stead Burwell, Craig Petersen, Rick Sprott,  
Joel Elstein

Excused: Ernest Wessman

Executive Secretary: Cheryl Heying

**II. Date of the Next Air Quality Board Meetings**

November 7, 2007 and December 5, 2007.

**III. Approval of the Minutes for September 5, 2007 Board Meeting.**

Ms. Van Dame made corrections to the minutes on page five and changed wording on page six to be more precise in describing whose claim for damages was attached.

- Kathy Van Dame made the motion to approve the minutes as corrected. Wayne Samuelson seconded. The Board approved unanimously.

**IV. Propose for Public Comment: Operating Permit Program Fee for Fiscal Year 2009. Presented by David Beatty.**

David Beatty, Operating Permit Section Manager of the Division of Air Quality, explained that each year the Board is presented with the annual emissions fee for running the Operating Permit Program. For fiscal year 2009 a fee of \$48.75 per ton of emissions is being proposed. This is a \$2.31 increase, which is slightly under a 5% increase and the fee is based on tonnage of 78,000 tons. There has not been a tonnage increase for approximately nine years. This fee will also be included in the Department's fee package which will be presented at a public hearing in October. Staff recommends that the Board submit as part of the Department's fee package the \$48.75 per ton for fiscal year 2009, Operating Permit fee.

Mr. Horrocks asked if the Board is being asked to adopt this fee schedule, which will be included in the DEQ packet going out for public comment, or is the Board just being asked to endorse the fee schedule. To which it was answered that rule states that DAQ needs to bring this to the Board for the Board's approval allowing DAQ to include it in the DEQ fee package which will need to go through public comment.

For benefit of new Board members, Mr. Horrocks explained that about three years ago the Board requested DAQ staff review this fee schedule in relationship to surrounding states and that an analysis was done and looked comparable. It was found that this rate increase in the order of 5% would not push

the fee out of line with the comparable that the Board reviewed three years ago. To which Mr. Beatty added that most of the comparables as found three years ago were not real comparable because there were different types of fees, such as charging an annual fee and fees for submission of an application which DAQ does not charge.

Ms. Van Dame inquired if a task force or workgroup ever convened to look at the fee structure. Mr. Beatty answered that staff did put together examples of what DAQ could do with the fee and a group did convene, but that it has not gone beyond that point. He then followed with examples of other state programs and concluded that DAQ now has a straight emissions fee.

- Darrell Smith made the motion to approve this request to be included in the packet for public comment. Kathy Van Dame seconded. The Board approved unanimously.

**V. Informational Items.**

- A. Compliance. Presented by Jay Morris and Harold Burge.**
- B. Air Toxics. Presented by Robert Ford.**
- C. Monitoring. Presented by Bob Dalley.**

Mr. Dalley updated the Board on the latest air monitoring data.

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Meeting was adjourned at 8:45 a.m.